

Message Text

UNCLASSIFIED

PAGE 01 THE HA 04340 111120Z

13-11
ACTION L-03

INFO OCT-01 EUR-12 ISO-00 IO-13 CIAE-00 DODE-00 NSAE-00

NSCE-00 SSO-00 USIE-00 INRE-00 PM-04 H-02 INR-07

NSC-05 PA-02 PRS-01 SP-02 SS-15 OMB-01 OES-06 DLOS-06

SAL-01 ACDA-10 /091 W
----- 083469

O 111004Z AUG 76
FM AMEMBASSY THE HAGUE
TO SECSTATE WASHDC IMMEDIATE 8735
INFO EC COLLECTIVE IMMEDIATE 34
AMEMBASSY ANKARA IMMEDIATE
AMEMBASSY ATHENS IMMEDIATE
AMEMBASSY NICOSIA IMMEDIATE
USMISSION USUN IMMEDIATE

UNCLAS THE HAGUE 4340

E.O. 11652: N/A
TAGS: PFOR, ICJ, GR, TU
SUBJ: GREEK REQUEST TO INTERNATIONAL COURT OF JUSTICE

1. ICJ REGISTRY ISSUED FOLLOWING COMMUNIQUE AUGUST 10:
BEGIN TEXT: ON 10 AUGUST 1976 GREECE FILED IN THE REGISTRY OF
THE INTERNATIONAL COURT OF JUSTICE AN APPLICATION INSTITU-
TING PROCEEDINGS AGAINST TURKEY.
THE CASE CONCERNS THE AEGEAN SEA CONTINENTAL SHELF.
THE GREEK GOVERNMENT ASKS THE COURT TO ADJUDGE AND DECLARE:

I) THAT THE GREEK ISLANDS REFERRED TO IN THE APPLICATION,
AS PART OF TERRITORY OF GREECE, ARE ENTITLED TO THE PORTION
OF THE CONTINENTAL SHELF WHICH APPERTAINS TO THEM ACCORDING
TO THE APPLICABLE PRINCIPLES AND RULES OF INTERNATIONAL LAW;
II) WHAT IS THE COURSE OF THE BOUNDARY (OR BOUNDARIES)
BETWEEN THE PORTIONS OF THE CONTINENTAL SHELF APPERTAINING
TO GREECE AND TURKEY IN THE AEGEAN SEA IN ACCORDANCE WITH
THE PRINCIPLES AND RULES OF INTERNATIONAL LAW WHICH THE
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 THE HA 04340 111120Z

COURT SHALL DETERMINE TO BE APPLICABLE TO THE DELIMITATION

OF THE CONTINENTAL SHELF IN AFORESAID AREAS OF THE AEGEAN SEA;
III) THAT GREECE IS ENTITLED TO EXERCISE OVER ITS CONTINENTAL SHELF SOVEREIGN AND EXCLUSIVE RIGHTS FOR THE PURPOSE OF RESEARCHING AND EXPLORING ITS NATURAL RESOURCES;

IV) THAT TURKEY IS NOT ENTITLED TO UNDERTAKE ANY ACTIVITIES ON THE GREEK CONTINENTAL SHELF, WHETHER BY EXPLORATION, EXPLOITATION, RESEARCH OR OTHERWISE, WITHOUT THE CONSENT OF GREECE;

V) THAT THE ACTIVITIES OF TURKEY DESCRIBED IN THE APPLICATION CONSTITUTE INFRINGEMENTS OF THE SOVEREIGN AND EXCLUSIVE RIGHTS OF GREECE TO EXPLORE AND EXPLOIT ITS CONTINENTAL SHELF OR TO AUTHORIZE SCIENTIFIC RESEARCH RESPECTING THE CONTINENTAL SHELF;

VI) THAT TURKEY SHALL NOT CONTINUE ANY FURTHER ACTIVITIES AS DESCRIBED ABOVE IN SUBPARAGRAPH (IV) WITHIN THE AREAS OF THE CONTINENTAL SHELF WHICH THE COURT SHALL ADJUDGE APPERTAIN TO GREECE.

THE GREEK GOVERNMENT FOUNDS THE JURISDICTION OF THE COURT ON:

1. ARTICLE 17 OF THE GENERAL ACT FOR THE PACIFIC SETTLEMENT OF INTERNATIONAL DISPUTES (GENEVA, 1928) READ TOGETHER WITH ARTICLES 36(1) AND 37 OF THE STATUTE OF THE COURT;

2. A JOINT COMMUNIQUE OF BRUSSELS OF 31 MAY 1975.
AT THE SAME TIME THE GREEK GOVERNMENT FILED IN THE REGISTRY OF THE COURT A REQUEST FOR THE INDICATION OF PROVISIONAL MEASURES OF PROTECTION REQUESTING THE COURT TO DIRECT THAT THE GOVERNMENTS OF BOTH GREECE AND TURKEY SHALL:

1. UNLESS WITH THE CONSENT OF EACH OTHER AND PENDING THE FINAL JUDGMENT OF THE COURT IN THIS CASE, REFRAIN FROM ALL EXPLORATION ACTIVITY OR ANY SCIENTIFIC RESEARCH, WITH RESPECT TO THE CONTINENTAL SHELF AREAS WITHIN WHICH TURKEY HAS GRANTED SUCH LICENSES OR PERMITS OR ADJACENT TO THE ISLANDS, OR OTHERWISE IN DISPUTE IN THE PRESENT CASE;

2. REFRAIN FROM TAKING FURTHER MILITARY MEASURES OR ACTIONS WHICH MAY ENDANGER THEIR PEACEFUL RELATIONS.
THE GREEK GOVERNMENT HAS STATED THAT IT HAS SUBMITTED THIS REQUEST FOR THE INDICATION OF PROVISIONAL MEASURES OF PROTECTION IN CONFORMITY WITH ARTICLE 33 OF THE GENERAL ACT FOR THE PACIFIC SETTLEMENT OF INTERNATIONAL DISPUTES, 1928, ARTICLE 41 OF THE STATUTE OF THE COURT AND ARTICLE 66 OF THE UNCLASSIFIED

UNCLASSIFIED

PAGE 03 THE HA 04340 111120Z

RULES OF COURT. END TEXT
BROWN

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CONTINENTAL SHELF, RESEARCH, TERRITORIAL WATERS, COMMUNIQUE, COURT PROCEEDINGS, SISMIK I R/V
Control Number: n/a
Copy: SINGLE
Draft Date: 11 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976THEHA04340
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760308-1129
From: THE HAGUE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760862/aaaaccj.tel
Line Count: 109
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: CunninFX
Review Comment: n/a
Review Content Flags:
Review Date: 08 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08 APR 2004 by ReddocGW>; APPROVED <03 JAN 2005 by CunninFX>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: GREEK REQUEST TO INTERNATIONAL COURT OF JUSTICE
TAGS: PFOR, GR, TU, ICJ
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006